

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

****AMENDED DOCUMENT****

IN RE:

NICOLASA BERRIOS RIVERA

CASE NO. 09-01887-BKT

CHAPTER 13

DEBTOR(S)

**TRUSTEE'S UNFAVORABLE REPORT
ON POST CONFIRMATION MODIFIED PLAN DATED 5/26/2011**

With respect to the above-referred payment plan with a base of \$22,050.00 the Trustee Renders the following recommendation:

☐ **FAVORABLE**

☒ **UNFAVORABLE**

1. ☒ FEASIBILITY 11 USC § 1325(a)(6):
Debtor has 24 out of 31 plan payments (arrears \$1,950.)
2. ☐ INSUFFICIENTLY FUNDED § 1325(b) :
3. ☐ UNFAIR DISCRIMINATION § 1322(b):
4. ☐ FAILS LIQUIDATION VALUE TEST § 1325(a)(4):
5. ☒ FAILS DISPOSABLE INCOME TEST § 1325(b)(1)(B):
Debtors to review Schedules I and J in view of request for mortgage modification.
6. ☐ DOES NOT PROVIDE FOR SECURED CREDITOR § 1325(a)(5):
7. ☒ OTHER:
Pending adjudication of debtors' motion for mortgage modification at Dkt.95.

NOTICE: This report anticipates Trustee's position as per 11 USC § 1302(b)(2) a copy of which has been served upon counsel for debtor(s). Copies are available to parties in interest at the Trustee's Office.

DATE: 10/13/2011

R FIGUEROA CARRASQUILLO

COUNSEL FOR DEBTOR(S)

/s/ Miriam Salwen Acosta

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